

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffry Jovan Philyaw
Application No.: 09/659,167
Confirmation No.: 6274
Filed: September 11, 2000
Group No.: 3624
Examiner: Patel, Jagdish
For: PERFORMING AN E-COMMERCE TRANSACTION FROM
 CREDIT CARD ACCOUNT INFORMATION RETRIEVED FROM
 A CREDIT CARD COMPANY WEBSITE

Mail Stop OIPE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

**STATEMENT IN SUPPORT OF PETITION TO REVIVE APPLICATION FROM
ABANDONMENT UNDER 37 C.F.R. § 1.137(b)**

In accordance with 37 C.F.R. § 1.137(b), Applicant hereby petitions to revive the abandoned application. The above-identified application became abandoned for failure to timely file a proper reply to the Office letter mailed on 18 January, 2005. Applicant submits that a Notice of Appeal was filed on 20 June, 2005. In February 2008, while conducting a document review in support of the proposed new rules promulgated by the Patent and Trademark Office on August 21, 2007, Applicant

discovered that an Appeal Brief in accordance with 37 C.F.R. § 41.67 had not been filed in the above identified application. The entire delay in filing the Appeal Brief was unintentional.

A petition fee pursuant to 37 C.F.R. § 1.17(m) is enclosed herewith. Please charge any deficiency or credit any overpayment to deposit account number 20-0780/PHLY-25,341 of HOWISON & ARNOTT, L.L.P.

Respectfully submitted,
HOWISON & ARNOTT, L.L.P.
Attorneys for Applicant

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